

MAGISTRATE'S CRIMINAL MINUTES**ARRAIGNMENT
PLEA AND
SENTENCE**

				Time in Court:			Hrs	20	Min
Filed in Open Court:	Date:	12/04/2024	Time:	11:31 a.m.	Tape:	FTR			

Magistrate (presiding): **REGINA D. CANNON** Deputy Clerk: **Phyllis Brannon**

Case Number:	1:24-cr-00371	Defendant's Name:	Elchonon Schwartz
AUSA:	Christopher Huber & Matthew Sullivan (DOJ – Fraud)	Defendant's Attorney:	Colin Garrett
USPO/PTR:	Moses	Type Counsel:	() Retained () CJA (X) FDP () Waived

	ARREST DATE:			
	INTERPRETER & LANGUAGE:			
X	INITIAL APPEARANCE HEARING. (X) In THIS DISTRICT		Dft in custody? () Yes (X) No	
X	Defendant advised of right to counsel. () WAIVER OF COUNSEL filed.			
	ORDER appointing Federal Defender Program as counsel. () INITIAL APPEARANCE ONLY.			
	ORDER appointing		as counsel.	
	ORDER giving defendant		days to employ counsel (cc: served by Mag CRD)	
	Dft to pay attorney fees as follows:			
X	INFORMATION/INDICTMENT filed.		X	WAIVER OF INDICTMENT filed.
X	Copy information/indictment given to dft? (X) Yes () No - Read to dft? () Yes () No (X) Waived formal reading			
	CONSENT TO TRIAL BEFORE MAGISTRATE (Misd / Petty) offense filed.			
X	ARRAIGNMENT HELD. () Superseding indictment		() Dft's WAIVER of appearance filed.	
	Arraignment continued to		at	Request of () Govt () Dft
	Dft failed to appear for arraignment.		Bench warrant issued	
X	Dft enters PLEA OF NOT GUILTY. () Dft stood mute; plea of NOT GUILTY entered. () Waiver of appearance.			
	MOTION TO CHANGE PLEA, and order allowing same.			
X	ASSIGNED to District	Judge SDG	for () trial (X) arraignment/sentence.	
	ASSIGNED to Magistrate	Judge	for pretrial proceedings.	
	Estimated trial time:		() SHORT () MEDIUM () LONG	
	PRE-SENTENCE INVESTIGATION filed. Referred to USPO for PSI and continued			
	until		at	for sentencing.
	Government MOTION FOR DETENTION filed. Hearing set for			at

Defendant: Elchonon Schwartz
Case No: 1:24-cr-00371-SDG

BOND/PRETRIAL DETENTION HEARING

	DETENTION/BOND hearing held.		
	Government MOTION FOR DETENTION () GRANTED () DENIED () WITHDRAWN		
	Defendant does not contest detention at this time.		
	WRITTEN ORDER TO FOLLOW		
	Defendant=s Motion for Bond Reconsideration [Doc.] is DENIED.		
	WRITTEN ORDER TO FOLLOW.		
X	BOND SET at	\$20,000.00	
X	Non-surety		
	Surety () Cash () Property () Corporate surety ONLY		
	SPECIAL CONDITIONS:		
	Defendant to remain on pretrial release under the terms and conditions set forth in the U.S. District Court for the		
X	Bond filed. Defendant released.		
	Defendant released on CONDITIONS ONLY.		
	Bond NOT EXECUTED. Defendant to remain in Marshal=s custody.		

<u>X</u>	<p><u>ORDER:</u></p> <p>Pursuant to the Due Process Protections Act, see Fed. R. Crim. P. 5(f), the government is ORDERED to adhere to the disclosure obligations set forth in <i>Brady v. Maryland</i>, 373 U.S. 83 (1963), and its progeny, and to provide all materials and information that are arguably favorable to the defendant in compliance with its obligations under <i>Brady</i>; <i>Giglio v. United States</i>, 405 U.S. 150 (1972); and their progeny. Exculpatory material as defined in <i>Brady</i>; and <i>Kyle v. Whitley</i>, 514 U.S. 419, 434 (1995), shall be provided sufficiently in advance of trial to allow a defendant to use it effectively, and exculpatory information is not limited to information that would constitute admissible evidence. The failure of the government to comply with its <i>Brady</i> obligations in a timely manner may result in serious consequences, including, but not limited to, the suppression or exclusion of evidence, the dismissal of some or all counts, adverse jury instructions, contempt proceedings, or other remedies that are just under the circumstances.</p>
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WITNESSES:	